

1 FRANCIS O. SCARPULLA (41059)  
2 CRAIG C. CORBITT (83251)  
3 CHRISTOPHER T. MICHELETTI (136446)  
4 JANE YI (257893)  
5 ZELLE HOFMANN VOELBEL & MASON LLP  
6 44 Montgomery Street, Suite 3400  
7 San Francisco, CA 94104  
8 Telephone: (415) 693-0700  
9 Facsimile: (415) 693-0770  
10 fscarpulla@zelle.com  
11 ccorbitt@zelle.com

12 *Lead and Liaison Counsel for  
13 Indirect Purchaser Class*

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

IN RE STATIC RANDOM ACCESS  
MEMORY (SRAM) ANTITRUST  
LITIGATION

Case No. 4:07-md-1819 CW

MDL No. 1819

This Document Relates to:  
ALL INDIRECT PURCHASER ACTIONS

**STIPULATION AND ORDER  
TO SHORTEN TIME ON HEARING ON  
MOTION FOR PRELIMINARY  
APPROVAL OF DISTRIBUTION PLAN AND  
NOTICE PLAN AND SETTING FAIRNESS  
HEARING**

WHEREAS, on February 11, 2011, the Court entered an order preliminarily approving Indirect Purchaser Plaintiffs (“IP Plaintiffs”) settlement with Samsung Electronics Co., Ltd., Samsung Semiconductor, Inc., and Samsung Electronics America, Inc. (“Samsung”) (*see DE 1324*);

WHEREAS, on March 11, 2011, the Court entered an order preliminarily approving IP Plaintiffs’ settlement with Cypress Semiconductor, Inc. (“Cypress”) (*see DE 1329*);

WHEREAS, IP Plaintiffs are concurrently filing a Motion for Preliminarily Approval of Distribution Plan and Notice Plan and Setting Fairness Hearing (“Preliminary Approval Motion”)

1 which seeks, pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, an Order:

2 (i) granting preliminary approval of the distribution plan proposed by IP Plaintiffs  
3 pertaining to the settlements entered with Defendants;

4 (ii) approving the forms of notice and notice plan proposed by IP Plaintiffs; and

5 (iii) setting a hearing date on final approval of the Samsung and Cypress settlements, the  
6 plan of distribution, and such other matters that are presented for the Court's decision;

7 WHEREAS, Cypress and Samsung support (or do not oppose) the relief sought in the  
8 Preliminary Approval Motion;

9 WHEREAS, IP Plaintiffs, Cypress, and Samsung – all of the affected parties (the “Parties”)  
10 – agree that, pursuant to Civil Local Rules 6-2 and 7-12, there is no reason that the Preliminary  
11 Approval Motion could not be heard on shortened time on June 2 or 9, 2011 (subject to the Court’s  
12 schedule and approval);

13 WHEREAS, the Parties further agree that, pursuant to Fed. R. Civ. Proc. 78(b), the  
14 Preliminary Approval Motion may be decided on the papers and without hearing should the Court  
15 so desire;

16 WHEREAS, the Parties believe that proceeding either on shortened time or having the  
17 motion decided on the papers without hearing will expedite the fair and just resolution of this case;

18 NOW THEREFORE, IT IS HEREBY STIPULATED by the undersigned counsel on behalf  
19 of the parties identified below, and subject to the Court’s approval and preference, that they agree  
20 to either of the below options:

- 21 1. The Preliminary Approval Motion may be decided on the papers without hearing.
- 22 2. The Preliminary Approval Motion may be heard on shortened time on June 2 or 9,  
23 2011 at 2:00 p.m.

24 Dated: May 24, 2011

25 By: /s/ Christopher T. Micheletti

26 CHRISTOPHER T. MICHELETTI  
ZELLE HOFMANN VOELBEL  
& MASON LLP

27 *Lead and Liaison Counsel for Indirect  
Purchaser Class*

1 Dated: May 24, 2011

2 By: /s/ Christopher T. Heffelfinger  
3 CHRISTOPHER T. HEFFELFINGER  
4 Berman DeValerio  
5 Counsel for Granite Communications, Inc.

6 Dated: May 24, 2011

7 By: /s/ Michael Scarborough  
8 MICHAEL SCARBOROUGH  
9 SHEPPARD MULLIN RICHTER  
10 &HAMPTON  
11 Counsel for the Samsung Defendants

12 Dated: May 24, 2011

13 By: /s/ Lee H. Rubin  
14 LEE H. RUBIN  
15 MAYER BROWN LLP  
16 Counsel for Defendant  
17 Cypress Semiconductor Corporation

18 I, Christopher T. Micheletti, hereby attest, pursuant to N.D. Cal. General Order No. 45, that  
19 the concurrence to the filing of this document has been obtained from each signatory hereto.

20 /s/ Christopher T. Micheletti  
21 Christopher T. Micheletti

22 The parties shall appear for a hearing on IP Plaintiffs' motion for preliminary approval of  
23 the settlement distribution plan and notice plan on June 9, 2011 at 2 pm, unless the matter is earlier  
24 taken off calendar.

25 **IT IS SO ORDERED.**

26 Dated: May 26, 2011

27   
28 The Honorable Claudia Wilken  
United States District Judge  
Northern District of California  
Oakland Division

3223688v1